

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

SIERRA CLUB, *et al.*,

Plaintiffs,

v.

MICHAEL S. REGAN, in his official
capacity as the Administrator of the
United States Environmental Protection
Agency,

Defendant.

Civ. No. 4:21-cv-06956-SBA

**NOTICE OF STIPULATED EXTENSION
OF CONSENT DECREE DEADLINE**

Plaintiffs Sierra Club, Natural Resources Defense Council, and Environmental Integrity Project and Defendant Michael S. Regan, Administrator of the United States Environmental Protection Agency (“EPA”) (collectively, the “Parties”), pursuant to Paragraph 6 of the Consent Decree (ECF No. 38), file this stipulation to notify the Court that the Parties have stipulated to an extension of EPA’s Consent Decree deadlines to take final action on a state implementation plan (“SIP”) submission from the state of Louisiana.

WHEREAS, under Paragraph 1.h. of the Consent Decree, the appropriate EPA official shall sign a final rule for publication in the *Federal Register* that approves, disapproves, conditionally approves, or approves in part and conditionally approves or disapproves in part a SIP submission from the state of Louisiana by no later than October 20, 2023, *see* Consent Decree ¶ 1.h.;

WHEREAS, Paragraph 6 of the Consent Decree provides that “[t]he deadlines in [the] Consent Decree may be extended (a) by written stipulation of the Plaintiffs and EPA with notice to the Court” Consent Decree ¶ 6;

WHEREAS, EPA requires additional time to take final action on the SIP submission from Louisiana listed in Paragraph 1.h. of the Consent Decree in order to complete its consideration of the comments that EPA received in response to its proposed action on

Louisiana's SIP submission. Air Plan Disapproval; Louisiana; Excess Emissions, 88 Fed. Reg. 38448 (June 13, 2023).

WHEREAS, the Parties have therefore agreed to extend EPA's deadline to take final action on Louisiana's SIP submission by forty-five (45) days to December 4, 2023.

NOW THEREFORE, Plaintiffs and EPA hereby stipulate as follows:

1. EPA's deadline to take final action on the SIP submission from Louisiana listed in Paragraph 1.h. of the Consent Decree and titled "Louisiana State Implementation Plan (SIP) Update in Response to EPA's SSM SIP Call" is hereby extended from October 20, 2023 to December 4, 2023.

Dated: October 12, 2023

Respectfully submitted,

s/ Paul Caintic¹

s/ Emily Davis

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¹ Pursuant to Local Civil Rule 5-1(h)(3), the undersigned counsel for Defendant attests that the other signatories listed concur in the filing of this document.

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